



COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NORTHEAST REGIONAL OFFICE

205B Lowell Street, Wilmington, MA 01887 • (978) 694-3200

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Secretary

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CERTIFIED MAIL

January 22, 2007

Richard A. Nylen, Esq.
Lynch DeSimone & Nylen, LLP
12 Post Office Square
Boston, Massachusetts 02109

Re: NEWBURYPORT - Solid Wastes/COR
Crow Lane Landfill
Construction Plan
Approval
FMF No. 39545

Dear Attorney Nylen:

The Massachusetts Department of Environmental Protection, Northeast Regional Office, Bureau of Waste Prevention, Solid Waste Section (the "MassDEP") has reviewed the document titled "Plan for Sequenced Closure and Capping" (the "Final Landfill Capping Plan") for the Crow Lane Landfill in Newburyport, Massachusetts. The Final Landfill Capping Plan was submitted pursuant to paragraph 1(m) of the preliminary injunction entered in Suffolk Superior Court, Civil Action No. 06-0790 C, on October 20, 2006 (the "Order") for the Crow Lane Landfill in Newburyport, Massachusetts. The Final Landfill Capping Plan, dated December 29, 2009, was prepared and submitted to the MassDEP on behalf of your client, New Ventures LLC, by SITEC Environmental ("SITEC") of Marshfield, Massachusetts by email on December 29, 2006. The Final Landfill Capping Plan modifies previous drafts of the plan that were submitted to MassDEP by SITEC on October 12, 2006 (via email) and November 21, 2006 (by facsimile).

The Final Landfill Capping Plan contains the proposed schedule and milestones for completing the construction of the closure of the Crow Lane Landfill in accordance with the Order. MassDEP has reviewed the Final Landfill Capping Plan and approves it pursuant to paragraph 1(m) of the Order. This decision does not constitute an approval of the modified Revised Corrective Action Design received by the MassDEP on January 5, 2007 and titled:

Corrective Action Design
Final Landfill Closure
For
Crow Lane Landfill
March 17, 2006
(Revised: December 20, 2006)

If you have any questions please contact me at (978) 694-3299.

Sincerely,

**This final document copy is being provided to you electronically by the
Massachusetts Department of Environmental Protection.
A signed copy of this document
is on file at the DEP office listed on the letterhead.**

John A. Carrigan, Chief
Solid Waste Management Section

Certified Mail Number: 7000 1820 0007 7732 1831

JAC/jac

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